



AFFIDAVIT OF PERFORMANCE

Before me, a Notary Public, personally appeared Diana Russitt,

who being duly sworn, deposes and says that the following ads ran for

customer name SK Advertising, account # 60084437

BMC Group - WR Grace

on the following dates,

Thursday 4/26/12

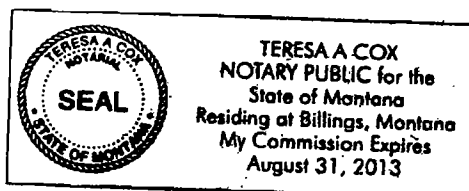
in the Billings Gazette, 401 N. Broadway, Billings, MT 59101

Diana Russitt 5/1/12
Signature Date

State of Montana
County of Yellowstone
Sworn and Subscribed before me

this 1 day of May, 2012

[Signature]
Notary Public Signature



reme Court, which in 2006 ruled to settle the matter. In a plurality, the Supreme Court rejected the claim that only navigable waters could be regulated by the Clean Water Act, but it also recognized "navigable" as having some power over what was regulated. It also ruled that "waters of the United States" had to be relatively permanent.

Since the Rapanos decision, the opponents to Clean Water Act expansion have gone as far as suggesting the Army Corps and EPA could regulate as far as regulating puddles and melting snow, an issue Shoberg raised Wednesday.

But not everyone sees a derelict puddle patrol on the horizon. John Youngberg, vice president of governmental affairs for the Montana Farm Bureau Federation, said expanding the Clean Water Act could result in things like grain elevators and feedlots being thwarted by dry or nearly dry water features that serve drainage. In other words, opponents to farm projects could use an expanded Clean Water Act as a tool to stop them.

r bankruptcy

id the City of Hardin is aiming \$79,300.

NorthWestern Energy, in Butte, has a claim of \$109,567, while Warren Transport Inc. in Billings has a claim for \$79,306.

Company representatives did not immediately return calls seeking comment. The 50-megawatt plant began operating in April 2006.

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confirmed a false report

Gazette Staff

Billings police confirmed Wednesday the report of a shooting on Terry Avenue Tuesday was not a shooting.

Lt. Kevin Iffland said the victim of the altercation was not shot, and weapons were not involved in the altercation.

The incident is being reported as a misdemeanor

assault and police are still looking for the suspect.

Tuesday, an 8-year-old thought he heard and saw his neighbor shoot a man in the stomach outside the man's house at 926 Terry Ave. He told his mom what he thought he witnessed and she called the police.

When police arrived, they saw no indication of a shooting.

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IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re: W. R. GRACE & CO., et al.,
Debtors. Chapter 11 • Case No. 01-01139 (JKF)
(Jointly Administered)

NOTICE OF MOTION FOR APPROVAL OF (A) SETTLEMENT BETWEEN W. R. GRACE & CO. AND LIBBY CLAIMANTS, (B) TRANSITION OF LIBBY MEDICAL PROGRAM, AND (C) SETTLEMENT BETWEEN W. R. GRACE & CO. AND BNSF RAILWAY COMPANY

PLEASE TAKE NOTICE that on May 23, 2012 at 8:30 a.m., or as soon thereafter as counsel may be heard, a motion (the "Motion") of W. R. Grace & Co. and certain of its affiliates as debtors and debtors in possession in the above-captioned chapter 11 cases (collectively, the "Debtors"), will be heard (the "Hearing") by the Honorable Judith K. Fitzgerald, United States Bankruptcy Judge, in Courtroom #1 of the United States Bankruptcy Court for the District of Delaware, 824 Market Street, Wilmington, Delaware 19801 (the "Bankruptcy Court"). The Motion seeks approval of the settlement between the Debtors and certain individuals who have asserted personal injury claims in these chapter 11 cases and have been represented by the McGarvey, Heberling, Sullivan & McGarvey, P.C.; Lewis, Slovak, Kovachich & Marr, P.C.; and Murtha Cullina, LLP law firms (the "Libby Claimants"). The proposed settlement (a) resolves certain appeals and objections of the Libby Claimants in these chapter 11 cases; (b) transitions the operation and administration of the Libby Medical Program to a trust funded in accordance with the terms of the settlement agreement between the Debtors and the Libby Claimants; and (c) resolves certain appeals and objections of BNSF Railway Company in these chapter 11 cases.

PLEASE TAKE FURTHER NOTICE that the Hearing may be continued from time to time by the Bankruptcy Court or by the Debtors without further notice other than such adjournment being announced in open court or by a notice of adjournment filed with the Bankruptcy Court and served on other parties entitled to notice.

PLEASE TAKE FURTHER NOTICE that any objections (each, an "Objection") to the Motion must: (a) be in writing; (b) comply with the Federal Rules of Bankruptcy Procedure and the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware; (c) state the name and address of the objecting party; (d) state with particularity the legal and factual basis for such Objection; and (e) be filed with the Bankruptcy Court (contemporaneously with proof of service) and served so as to be received by the Debtors at the address below no later than May 4, 2012 at 4:00 p.m. (prevailing Eastern Time). If you do not object to the relief requested, an order will be presented to the Court and the relief requested may be granted.

PLEASE TAKE FURTHER NOTICE that copies of the Motion and all related documents are available free of charge from BMC Group, Inc., the Debtors' claims and noticing agent, by: (a) calling 1-888-909-0100, or (b) visiting the Debtors' restructuring website at <http://www.bmcgroup.com/wrgrace>. Copies of all documents filed in these chapter 11 cases are also available for a fee on the Bankruptcy Court's PACER website at www.deb.uscourts.gov.

/s/ Adam C. Paul • KIRKLAND & ELLIS LLP • Adam C. Paul • John Donley, P.C.
300 North LaSalle Street • Chicago, IL 60654 • (312) 862-2000
Counsel for the Debtors and Debtors in Possession

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